

RESOLUTION 43-2017

**RESOLUTION CREATING THE JEFFERSON COUNTY
BOARD OF PARKS, TRAILS, AND RECREATION COMMISSIONERS**

WHEREAS, subject to Mont. Code Ann. §§ 7-1-201 & 203, Mont. Code Ann. § 7-1-202 authorizes Jefferson County to create a board of park commissioners; and

WHEREAS, the Jefferson County Commission (County Commission) has determined the creation of a Board of Parks, Trails, and Recreation Commissioners will benefit the citizens of Jefferson County. The Board of Parks, Trails, and Recreation Commissioners will serve as an advisory/working board to the County Commission and to the Jefferson County Planning Board on matters related to park areas, trails, and recreation within Jefferson County.

NOW THEREFORE, IT IS RESOLVED, pursuant to Mont. Code Ann. § 7-1-202, the Board of Commissioners of Jefferson County creates the Jefferson County Board of Parks, Trails, and Recreation Commissioners (collectively Park Commission, individually Park Commissioners); and,

IT IS FURTHER RESOLVED, the Park Commission shall consist of 7 Park Commissioners appointed by the County Commission. The term of four (4) of the initial Park Commissioners shall be two (2) years, and three (3) of the Park Commissioners shall serve three (3) year terms. Thereafter, all Park Commissioners shall serve three (3) year terms. The County Commission shall determine who shall serve the initial three (3) year terms, and who shall serve the initial two (2) year terms. Park Commissioner terms commence on April 1, and Park Commissioners serve at the pleasure of the County Commission.

To the extent practicable, the County Commission shall appoint Park Commissioners

from different geographical regions of Jefferson County. Park Commissioners may serve successive terms and must be residents of Jefferson County.

If a vacancy occurs on the Park Commission, the County Commission shall fill the vacancy. A vacancy occurs when any of the following occurs prior to the expiration of the term of a Park Commissioner:

- a. death;
- b. a determination pursuant to Title 53, chapter 21, part 1, Montana Code Annotated a Park Commissioner is mentally ill;
- c. resignation;
- d. neglect or refusal to perform required duties for 3 consecutive months, except when prevented by sickness or injury, or when absent by permission of the Park Commissioners;
- e. conviction of a felony; or,
- f. removal by the County Commission.

IT IS FURTHER RESOLVED:

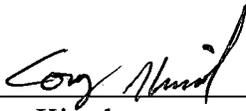
1. The Park Commission is granted all powers necessary and proper to the establishment, operation, improvement, maintenance, and administration of the Board of Parks, Trails, and Recreation Commissioners, including those provided for in Mont. Code Ann. § 7-16-2301, *et seq.*;
2. The Park Commission may use the Jefferson County Attorney as its legal advisor;
3. Within ninety (90) days of first meeting of the Park Commission, it shall submit to the County Commission a budget for review and approval. Thereafter, the Park Commission shall submit an annual budget and work plans to the County Commission for review and approval no later than June 10 of each year;
4. A majority of commissioners of the Park Commission shall constitute a quorum for purposes of any action taken by the Park Commission;
5. The Park Commission shall provide for the keeping of written minutes, including

the final vote on all actions and the vote of each Park Commissioner. Within thirty (30) days after the minutes have been approved by the Park Commission for electronic storage and retention in accordance with Title 2, chapter 6, part 12, Montana Code Annotated, the Park Commission shall submit the minutes for electronic storage to the Jefferson County Clerk and Recorder;

6. The Park Commission shall not pledge the credit of Jefferson County or impose any tax unless specifically authorized by state law;
7. At its initial meeting, the Park Commissioners shall select a Chair from its members by majority vote. The Chair shall be responsible for the oversight and conduct of board meetings and shall handle oversight of ministerial administrative duties. The Chair shall serve a one (1) year term. A Park Commissioner may serve successive terms as Chair;
8. The Park Commission may adopt procedural rules so long as any such rules do not conflict with Montana law or Jefferson County Policy, and shall provide by rule for the date, time, and place of regularly scheduled meetings and file the information with the County Commissioners;
9. The Park Commission may, with the approval of the County Commission, employ a secretary to the Park Commission. The Park Commission is responsible for the supervision of any staff although the County Commission and County Personnel Officer shall be consulted prior to any disciplinary action. The County Commission reserves the authority to hear personnel appeals and to overturn any personnel decisions. Park Commission employees are subject to all personnel policies as adopted by the County Commission;
10. Members of the Park Commission may not receive compensation but are entitled to reimbursement for mileage and for reasonable expenses which are incurred by commission members for travel on Park Commission business. Except for mileage, reimbursement for per diem and lodging shall be at an equivalent rate to those established by Jefferson County for county employee travel. Mileage shall be reimbursed at the current rate set by the Internal Revenue Service for business travel;
11. The Park Commission shall meet on a monthly basis on a day and time as may be determined by the Park Commissioners. *See also*, ¶ 8, above.
12. Subject to approval by the County Commission, the Park Commission may adopt by-laws for the regulation of the Park Commission's business. Provided however, any such by-laws shall not conflict with this Resolution and shall be subject to any applicable state laws.

Dated this 19th day of December, 2017.

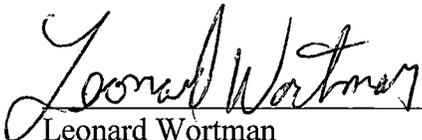
**BOARD OF COUNTY COMMISSIONERS
OF JEFFERSON COUNTY, MONTANA**



Cory Kirsch
Chairman

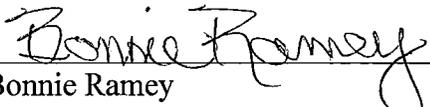


Robert Mullen
Commissioner



Leonard Wortman
Commissioner

ATTEST:



Bonnie Ramey
Jefferson County Clerk & Recorder

(Seal)